

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF MISSISSIPPI  
OXFORD DIVISION

UNITED STATES OF AMERICA  
upon the relation and for the use of the  
TENNESSEE VALLEY AUTHORITY,  
Plaintiff,

v.

No. 3:22-cv-00020-MPM-JMV

AN EASEMENT AND RIGHT-OF-WAY  
OVER 1.65 ACRES OF LAND, MORE OR LESS,  
IN DESOTO COUNTY, MISSISSIPPI, and  
J & M HOLDINGS, LLC,  
a Mississippi limited liability company,  
BANCORPSOUTH BANK,  
J. PATRICK CALDWELL, trustee  
PARTNERS BANK,  
JOHN MOORE, trustee,  
Defendants.

**ORDER OF POSSESSION**

Pursuant to Title 40 United States Code Section 3114-3118, which authorizes the Court  
“to give the Government immediate possession of the [condemned] property,” *United States v. Miller*, 317 U.S. 369, 381, 63 S. Ct. 276, 87 L. Ed 336 (1943), it is hereby ORDERED that the Tennessee Valley Authority, as agent of the United States of America, be put into immediate possession of the property described in the Declaration of Taking filed in this action to the extent necessary to permit the Tennessee Valley Authority to carry on any of its operations described in the pleadings filed herein, and that the Defendants in such action surrender possession of said property to the Tennessee Valley Authority accordingly.

It is SO ORDERED, on this the 11<sup>th</sup> day of February, 2022.



UNITED STATES DISTRICT JUDGE